

NOTICE: THIS DECISION DOES NOT CREATE LEGAL PRECEDENT AND
MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE RULES.
See Ariz. R. Supreme Court 111(c); ARCAP 28(c); Ariz. R. Crim. P. 31.24

FILED BY CLERK

SEP -3 2010

COURT OF APPEALS
DIVISION TWO

IN THE COURT OF APPEALS
STATE OF ARIZONA
DIVISION TWO

THE STATE OF ARIZONA,)	2 CA-CR 2010-0054
)	DEPARTMENT A
Appellee,)	
)	<u>MEMORANDUM DECISION</u>
v.)	Not for Publication
)	Rule 111, Rules of
JAMIE L. WIEDMAIER,)	the Supreme Court
)	
Appellant.)	
_____)	

APPEAL FROM THE SUPERIOR COURT OF COCHISE COUNTY

Cause No. CR200900340

Honorable Wallace R. Hoggatt, Judge

AFFIRMED

Joel Larson, Cochise County Legal Defender
By Thomas C. Holz

Bisbee
Attorneys for Appellant

ESPINOSA, Judge.

¶1 After a two-day trial, appellant Jamie Wiedmaier was convicted of aggravated shoplifting for taking merchandise from a department store without paying for it. After finding Wiedmaier had a historical prior felony conviction in 2006 for attempted aggravated shoplifting, the trial court sentenced him to 4.5 years in prison, and this appeal followed.

¶2 Counsel has filed a brief pursuant to *Anders v. California*, 386 U.S. 738 (1967), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999). Counsel states he has reviewed the record without finding any arguable issues to raise on appeal and asks this court to search the record for reversible error. In compliance with *Clark*, counsel has provided “a detailed factual and procedural history of the case with citations to the record, [so] this court can satisfy itself that counsel has in fact thoroughly reviewed the record.” 196 Ariz. 530, ¶ 32, 2 P.3d at 97. Wiedmaier has not filed a supplemental brief.

¶3 Reasonable evidence in the record supports the jury’s verdict, and Wiedmaier’s 4.5-year enhanced prison term was the statutorily prescribed presumptive sentence for a repetitive, class four felony committed in April 2009 with one historical prior felony conviction. See A.R.S. § 13-703(B)(2), (I). We have examined the record pursuant to *Anders* and have found no reversible error and no arguable issue warranting further appellate review. See *Anders*, 386 U.S. at 744. Wiedmaier’s conviction and sentence are therefore affirmed.

/s/ Philip G. Espinosa

PHILIP G. ESPINOSA, Judge

CONCURRING:

/s/ Joseph W. Howard

JOSEPH W. HOWARD, Chief Judge

/s/ J. William Brammer, Jr.

J. WILLIAM BRAMMER, JR., Presiding Judge